

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

ARTHUR QUEE,)	
)	
Plaintiff,)	
)	
v.)	1:15CV76
)	
DEAN CAPUTO, et al.,)	
)	
Defendants.)	

ORDER

On January 29, 2015, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 4 and 5.) Plaintiff timely filed objections (Doc. 6) to the Recommendation.

This court has appropriately reviewed the portions of the Recommendation to which objections were made and has made a de novo determination which is in accord with the Magistrate Judge's Recommendation. This court therefore adopts the Recommendation.

IT IS THEREFORE ORDERED that this action be, and is hereby, dismissed without prejudice to Plaintiff filing a new action correcting the defects set out in the Order and Recommendation. A Judgment dismissing this action will be entered contemporaneously with this Order.

IT IS FURTHER ORDERED that Plaintiff's Motion for Appointment of Counsel (Doc. 3) is **DENIED** for lack of good cause.

This the 19th day of March, 2015.

William L. Ostun, Jr.

United States District Judge